IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 257 OF 2003.

The State of Maharashtra ... Appellant.
Versus.
Hanumant Vyankatrao Takawale & ors. ... Respondents.

Shri S.R.Shinde, A.P.P. for the Appellant.

None for the Respondents.

CORAM : ABHAY S.OKA, J.

DATED : 27th September, 2006.

P.C.:

1. Heard the learned A.P.P. on the prayer for grant of leave. The order of acquittal has been passed for offence under section 498A, 323, 504 read with section 34 of the Indian Panel Code. After having heard the learned A.P.P. and after perusing the judgment, I find that no case is made out for grant of leave. The learned trial Judge has recorded a finding that the evidence of the prosecution witnesses is inconsistent. A finding is also recorded that the independent witnesses have not been examined. Another finding recorded is that though P.W.2 was in possession of a document regarding compromise, the same was not disclosed at the time of lodging of F.I.R. No case is made out for grant of leave. The Appeal is dismissed.

Judge.